

Frederick County

- a. Order Appointing Child Advocate Attorney**
- b. Order Appointing Best Interest Attorney**
- c. Order Appointing Counsel for Child(ren) for Privilege**

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

*
Plaintiff

vs.

*
NUMBER: C-
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Defendant

O R D E R

Upon recommendation of the Family Law Master to appoint an attorney for the minor child(ren), namely, _____.

It is thereupon this _____ day of July 2006, by the Circuit Court for Frederick County, Maryland,

ORDERED, that _____, Esquire, be and is hereby appointed to represent, _____, as a Child Advocate Attorney. A Child Advocate Attorney is a court appointed lawyer who provides independent legal counsel for the child who owes the same duties of undivided loyalty, confidentiality, and competent representation as are due an adult client; and it is further

ORDERED, that _____, Esquire, is authorized to inspect and obtain copies of all medical records, school records, social summaries, psychiatric and/or psychological evaluations pertaining to said child(ren), to meet with any and all employees of any child care business or other child care provider that provides care for said child(ren), and to meet with and interview this child(ren) privately at

the school where this child(ren) attends, if child(ren) attends school; and, it is further,

ORDERED, that within ten (10) days of the date of this Order, counsel for the Plaintiff, or Plaintiff, shall provide to the attorney appointed herein copies of all pleadings and papers filed in the above action and any correspondence between the parties or counsel for the parties; and it is further

ORDERED, that within ten (10) days of the date of this Order, each party is to provide the attorney appointed herein the names, known addresses and telephone numbers of any and all mental health providers who have evaluated or treated the child(ren) and anyone else with whom the children may have a privilege pursuant to the Statute; and it is further

ORDERED, that the attorney appointed herein shall have access upon request to inspect the Frederick County Department of Social Services' records of the child, and may speak to the Social Worker(s), provided, however, that no information from the records of the Frederick County Department of Social Services may be disclosed by the child's attorney to any other person or party without further Order of this Court; and it is further

ORDERED, that the attorney appointed herein shall not have any ex parte communications with the Court. In addition, the attorney/client privilege shall be respected at all times. As such, the attorney appointed herein may not speak to the parties without the prior permission of their respective attorneys, and the attorneys for

the parties may not speak with the child without the prior permission of the attorney appointed herein; and it is further

ORDERED, that the Plaintiff, _____, shall make an initial contribution of _____ Dollars (\$____), and the Defendant, _____, shall make an initial contribution of _____ Dollars (\$____), for a total of _____ Dollars (\$____), for the initial counsel fee of _____, Esquire, to be paid within thirty (30) days of the date of this Order; and, it is further,

ORDERED, that the costs and expenses of _____, Esquire, shall be paid by the parties, the exact apportionment to be determined at a later date, after a hearing thereon, if necessary.

G. Edward Dwyer, Jr.
JUDGE

COPIES TO:

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

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Plaintiff

*

vs.

*

NUMBER: C-

*

Defendant

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O R D E R

Upon recommendation of the Family Law Master to appoint an attorney for the minor child(ren), namely, _____.

It is thereupon this _____ day of July 2006, by the Circuit Court for Frederick County, Maryland,

ORDERED, that _____, Esquire, be and is hereby appointed to represent _____ as a Best Interest Attorney. A Best Interest Attorney is a court appointed lawyer who provides independent legal services for the purposes of protecting the child's best interest, without being bound by the child(ren)'s directives or objectives; and it is further

ORDERED, that _____, Esquire, is authorized to inspect and obtain copies of all medical records, school records, social summaries, psychiatric and/or psychological evaluations pertaining to said child(ren), to meet with any and all employees of any child care business or other child care provider that

provides care for said child(ren), and to meet with and interview this child(ren) privately at the school where this child(ren) attends, if child(ren) attends school; and, it is further,

ORDERED, that within ten (10) days of the date of this Order, counsel for the Plaintiff, or Plaintiff, shall provide to the attorney appointed herein copies of all pleadings and papers filed in the above action and any correspondence between the parties or counsel for the parties; and it is further

ORDERED, that within ten (10) days of the date of this Order, each party is to provide the attorney appointed herein the names, known addresses and telephone numbers of any and all mental health providers who have evaluated or treated the child(ren) and anyone else with whom the children may have a privilege pursuant to the Statute; and it is further

ORDERED, that the attorney appointed herein shall have access upon request to inspect the Frederick County Department of Social Services' records of the child, and may speak to the Social Worker(s), provided, however, that no information from the records of the Frederick County Department of Social Services may be disclosed by the child's attorney to any other person or party without further Order of this Court; and it is further

ORDERED, that the attorney appointed herein shall not have any ex parte communications with the Court. In addition, the attorney/client privilege shall be respected at all times. As such, the attorney appointed herein may not speak to the

parties without the prior permission of their respective attorneys, and the attorneys for the parties may not speak with the child without the prior permission of the attorney appointed herein; and it is further

ORDERED, that the Plaintiff, _____, shall make an initial contribution of _____ Dollars (\$_____), and the Defendant, _____, shall make an initial contribution of _____ Dollars (\$_____), for a total of _____ Dollars (\$_____), for the initial counsel fee of _____, Esquire, to be paid within thirty (30) days of the date of this Order; and, it is further,

ORDERED, that the costs and expenses of _____, Esquire, shall be paid by the parties, the exact apportionment to be determined at a later date, after a hearing thereon, if necessary.

G. Edward Dwyer, Jr.
JUDGE

COPIES TO:

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

Nolen vs Nolen

Case: 10-C-04-2026

O R D E R

Upon recommendation of the Family Law Master to appoint an attorney for the minor child(ren) in this matter for the purpose of asserting or waiving the child's privilege,

It is thereupon this _____ day of August 2010, by the Circuit Court for Frederick County, Maryland,

ORDERED, that Allison Fortmann, Esquire, is hereby appointed as Child's Privilege Attorney pursuant to the Maryland Standards of Practice for Court-Appointed Lawyers Representing Children in Custody Cases to represent the minor child(ren) in this case, namely:

Brianna R. Nolen (DOB 1/22/95)

ORDERED, that Allison Fortmann, Esquire is appointed in accordance with Nagle v. Hooks, 296 Md. 123 (1983), to decide whether to assert or waive, on behalf of a minor child(ren) in a custody action, any statutory privilege. It is further

ORDERED, that the parties shall fully cooperate with the attorney appointed herein in the performance of the duties instructed by this Court. It is further

ORDERED, that the attorney appointed herein shall have reasonable access to the child(ren) and to all otherwise privileged or confidential information, including but not limited to any protected health information, about the child(ren), without the necessity of any further Order of Court. The attorney's access to privileged and confidential information shall be without the necessity of a signed release, including medical, dental, psychiatric/psychological, social services, drug and alcohol treatment, law enforcement and educational records and information. It is further

ORDERED, that the Plaintiff, Paul Nolen, shall make an initial contribution of \$1500, and the Defendant, Andrea Nolen, shall make an initial contribution of \$1500, for a total of \$3000, to be paid within thirty (30) days of the date of this Order; and it is further,

ORDERED, that the Family Services Fund shall pay the sum of \$1500 upon receipt of an invoice ; and it is further

ORDERED, that the costs and expenses of Allison Fortmann, Esquire, shall be paid by the parties, the exact apportionment to be determined at a later date, after a hearing thereon, if necessary.

G. Edward Dwyer, Jr., Administrative Judge
Circuit Court for Frederick County, MD

COPIES TO: PARTIES, MEDIATOR, FILE